

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants – Police Department – **Review petition** filed by Sri A.Satyanarayana, former IRP Railways, Rajahmundry, against the punishment of 'dismissal from service' – Allowed – Punishment of 'dismissal from service' modified to that of 'withholding of annual grade increment for two years with cumulative effect on future increments and pension' – Reinstatement into Government service – Orders – Issued.

HOME (SERVICES-I) DEPARTMENT

G.O.Ms.No. 269

Dated: 21-10-2010

Read the following:-

1. G.O.Ms.No.45, Home (Ser.I) Department, dated 24.2.2010.
2. From Sri A.Satyanarayana, formerly IRP, Rajahmundry, Representation dated 5.3.2010.
3. From the Director General of Police, A.P., Hyderabad, Letter Rc.No.299/O4/2010, dated 17.6.2010.

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ORDER:

In reference 1st read above, Government issued orders imposing the punishment of 'dismissal from service' on Sri A.Satyanarayana, former IRP, Railways, Rajahmundry, with immediate effect, for his slack supervision in investigating SC & ST case vide Cr.No.92/04 u/s 353, 323 IPC of Nidadavolu RPS and for his failure to get the court orders by his subordinate officer, accepting bribe from A2 and A3 of the said case.

2. Aggrieved by the orders of dismissal, Sri A.Satyanarayana, former IRP Railways, Rajahmundry has filed a review petition before the Government in the reference 2nd read above. He has stated that the Enquiry officer did not examine the defence witnesses and not examined the preliminary Enquiry officer who conducted the preliminary enquiry. Further, the incident of TV9 operation actually took place at I.W. Room and S.I. Room at Nidadavolu, but which is 20 Kms from Rajahmandry they come to his office with a view to involve his presence as he issued memo to S.I. to register a case against the A1 that is Railway Police Constable and A2 is brother-in-law of A1. The Enquiry Officer took only the evidence of A1 and A2 and reached the final conclusion on presumption. A1 also stated at the time of P.E. and oral enquiry that he has given amount of Rs.8,000/- to S.I. Nidadavolu at I.Ws. Room Rajahmundry which is separate from his office. But Enquiry Officer considered his evidence and proved the charge. The PW-7 during enquiry told that he did not enter in to the Room but Enquiry Officer considered his evidence and proved the charge. The money transaction and slack supervision on 6.4.2005 are videographed by TV9 which is having perfect documentary evidence. But the said perfect document itself not covered his involvement. Out of 17 witnesses, none of them spoke about his involvement in bribe case in oral and preliminary enquiry.

3. He has further stated that the Enquiry Officer in his report stated that the entire incident of money being accepted by the R.P.S.I. did take place in IRP's office. But actually the entire incident of money being accepted by RPSI, did take place at I.W's Room which is separated from his office and at Nidadulu RPS, which is 20 kms away from Rajahmandry. The Enquiry Officer found only slack supervision over his subordinates regarding the investigation. Explaining the above said reasons, he has requested the Government to consider his review petition and set aside the punishment of 'dismissal from service' awarded on him or at least to minimum level, so as to commensurate with the charge of slack supervision.

4. Government after careful examination of the entire matter with reference to the records made available, have decided to modify the punishment of dismissal from service to that of withholding of annual grade increment for two years with cumulative effect on future increments and pension. Accordingly, Government hereby **modify the punishment of dismissal from service** imposed on Sri A.Satyanarayana, former IRP Railways, Rajahmundry, **to that of withholding of annual grade increment for two years with cumulative effect on future increments and pension**, and he shall be **reinstated into service immediately** and the period of absence from duty from the

date of dismissal from service to the date of reinstatement shall be treated as a period spent '**not on duty**' as per F.R. 54.

5. The Director General of Police, A.P., Hyderabad shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Individual concerned
through Director General of Police, A.P., Hyderabad
The Director General of Police, A.P., Hyderabad.
Copy to:
The Accountant General of Andhra Pradesh, Hyderabad.
The Director of Treasuries & Accounts, A.P. Hyderabad.
P.S. to Principal Secretary to C.M.
P.S. to M(Home)
SF/SC

// Forwarded :: by order //

SECTION OFFICER